

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Public Services - I & CAD Department – Disciplinary proceedings initiated against Sri S. Raghavaiah, Deputy Executive Engineer for the Irregularities in the works of Chitravathi Balancing Reservoir, Ananthapur district - Awarded a punishment of stoppage of (3) increments with cumulative effect – O.A.No.6920 of 2003 filed by Sri S. Raghavaiah, DEE (Retd.) against the punishment orders – Judgment delivered – Imposing the penalty of 2% cut in pension permanently on Sri S. Raghavaiah, Deputy Executive Engineer (Retd.) duly implementing the orders of APAT – Orders – Issued .
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IRRIGATION & C A D (SER.X-1) DEPARTMENT

G.O.Ms.No: 58

Dt: 30.04.2012

Read the following:

1. G.O.Ms.No.90, I & CAD (CAD.Ser.II) Dept.,dt. 16-05-2002.
2. Orders of Hon'ble APAT dt.20-9-07 in OA No.6920/2003 filed by Sri S.Raghavaiah, DEE (Retired) .
3. Govt. Memo.No.18654/Ser.X-1/2007-3, Dated: 29-01-2008
4. From Sri S. Raghavaiah, DEE (Retd) representation dt. 2.7.2008 & further representation of the individual received at Govt. level on 25-7-2008.
5. Govt. Memo.No.18654/Ser.X-1/2007-4, Dated: 23-08-2008 .
6. From ENC & CE (Projects) Irrigation, Letter No.CE(P)/Irrign/KDP/A2/M.F/ 04, dt. 25.11.2009 .
7. Govt. Memo.No.18654/Ser.X-1/2007-10, Dated: 28-06-2010.
8. From the CE (Projects) Irrigation, Kadapa, Letter No. CE(P)/ Irrign/ KDP /A2/M.F/04, dt. 20.07 2011.
9. Govt. Memo.No.18654/Ser.X-1/2007-15, Dated: 18-11-2011.
10. From Sri S. Raghavaiah, DEE (Retd) reprn. dt. 8.1.2012.
11. Govt. Lr. No. 18654/ Ser.X-1/2007-17, Dated:20-01-2012 addressed to the APPSC.
12. From the Secretary , APPSC. Lr.No. 262/RT-1/3/2012, dt. 13-2-2012.

ORDER:

In the G.O. first read above, orders were issued imposing a punishment of stoppage of (3) increments with cumulative effect on Sri S. Raghavaiah, Deputy Executive Engineer (Now Retd.) , for the irregularities in the works relating to Chitravathi Balancing Reservoir, Anantapur district.

Aggrieved by the above orders of the Government, Sri S. Raghavaiah, Deputy Executive Engineer (Retd.) has approached the Hon'ble APAT and filed O.A.No.6920/2003 , seeking relief to suspend the G.O.Ms.No.90, I & CAD (CAD.Ser.II.2) Deptt., dt:16.05.2002. The Hon'ble APAT has pronounced judgment on 20.09.2007, with the following directions:

“allow this OA and set aside the impugned order dt. 16.05.2002. The matter is remitted back to the disciplinary authority i.e., the respondent for re-consideration of the matter in the light of the representations made by the applicant to the enquiry officer's report and pass necessary orders in accordance with rules and if necessary even to order for fresh enquiry”

And whereas, the Engineer-In-Chief (Admn.Wing) has been requested to furnish a detailed report on the representation submitted by the charged officers.

In the reference 4th read above , Sri S. Raghavaiah, Deputy Executive Engineer (Retd), has submitted a representation to the Govt. and requested consider his case as per the orders of the APAT in O.A No. 6920/2003 dt. 20-9-2007.

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In the reference 6th & 8th read above, the Engineer-In-Chief (Admn.Wing) / Chief Engineer (Projects), Kadapa has submitted a detailed report on the subject, informing that that the individual was retired from service on 30.06.2004.

After careful examination of the matter, it was observed that there is no merits in his representation to consider, therefore, provisionally it has been decided to impose a penalty of 2% cut in pension permanently on Sri S. Raghavaiah, Deputy Executive Engineer (Retd) under rule 9 of APR Pension rules, 1980, instead of imposing a punishment of three annual grade increments with cumulative effect, a Show Cause notice has been issued to Sri S. Raghavaiah, Deputy Executive Engineer (Retd), indicating the proposed penalty of 2% cut in pension permanently against him, under Rule 9 of AP Revised Pension Rules, 1980, for the said Irregularities committed by him, with a direction to submit his representation if any, within 15 days from the date of receipt the Memo, failing which the matter will be decided on merits of the case ex-parte. In the reference 10th read above, Sri S. Raghavaiah, Deputy Executive Engineer (Retd.) has submitted his representation to the show cause notice issued against him, requesting the Govt. to reduce the proposed penalty of 2% cut in pension permanently to 1% cut in pension to a specific period and issue orders.

Government after careful examination of the representation of Sri S. Raghavaiah, Deputy Executive Engineer (Retd.), have decided, and hereby order to impose a penalty of 2% cut in pension permanently against him for the irregularities committed by him, in the works relating to Chitravathi Balancing Reservoir, as the explanation submitted by the C.O to the show cause notice was not convincing. A copy of the 12th read above, is enclosed herewith, wherein the concurrence of the APPSC has been obtained.

The Engineer-In-Chief (Admn.Wing), I & CAD Department, Hyderabad, shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SHAILENDRA KUMAR JOSHI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri S. Raghavaiah, Deputy Executive Engineer (Retd)
through the Engineer-in-Chief(Admn.Wing)
I & CAD Dept., Hyderabad

Copy to:
The Engineer-in-Chief (Admn.Wing)
I & CAD Dept., Hyderabad
The Secretary , APPSC, Hyderabad .
SF/SC

//FORWARDED: : BY ORDER//

SECTION OFFICER